

CONTRACT AGREEMENT


THIS AGREEMENT, made this MAR 31 2022 day of 2022, 2022 between **DEPARTMENT OF AGRICULTURE, WESTERN VISAYAS**, with office address at Brgy. Buntatala, Jaro, Iloilo City, represented for with purposes of this act by its Regional Executive Director, **REMELYN R. RECOTER MNSA, CESO III** (hereinafter called the "Entity") and **BENZEN CONSTRUCTION** with office address at 19 Martyrs St., Kalibo, Aklan for with purposes of this act by its duly owner manager **BEN R. AUYONG** (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute the **PROCUREMENT OF WORKS FOR THE ESTABLISHMENT OF MAGUBILAN SOLAR POWERED IRRIGATION SYSTEM** (hereinafter called "the goods") and the Entity has accepted the Bid for **SIX MILLION FOUR HUNDRED TWO THOUSAND FIVE HUNDRED TWENTY- ONE PESOS AND 33/100 (PHP 6,402,521.33)** by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of this Agreement, viz.:
 - a. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any
 - b. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;
 - c. Performance Security;
 - d. Notice of Award of Contract and the Bidder's conforme thereto; and
 - e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.
3. In consideration for the sum of **SIX MILLION FOUR HUNDRED TWO THOUSAND FIVE HUNDRED TWENTY- ONE PESOS AND 33/100 (PHP 6,402,521.33)** or such other sums as may be ascertained, **BENZEN CONSTRUCTION** agrees to execute the **PROCUREMENT OF WORKS FOR THE ESTABLISHMENT OF MAGUBILAN SOLAR POWERED IRRIGATION SYSTEM** in accordance with its Bid.



REMELYN R. RECOTER, MNSA, CESO III
REGIONAL EXECUTIVE DIRECTOR

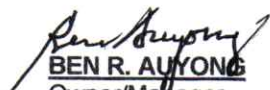
4. DA WESTERN VISAYAS agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

For:
DEPARTMENT OF AGRICULTURE
WESTERN VISAYAS

For:
BENZEN CONSTRUCTION


ENGR. REMELYN R. RECOTER, MNSA, CESO III
Regional Executive Director


BEN R. AU Yong
Owner/Manager

6,402,521.33



ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)

KALIBO, Aklan

) S.S.

Before me this MAR 31 2022 at KALIBO, Aklan
personally appeared the following:

Name	Competent Evidence of Identity	Place and Date Issued
1. ENGR. REMELYN R. RECOTER	<u>129-225-059</u>	
2. BEN R. AU Yong	<u>102-219-803</u>	

Known to me and to me to be the same persons who executed the foregoing agreement and acknowledged that the same is their own free and voluntary act and deed as those of the offices they represent.

WITNESS MY HAND AND SEAL this MAR 31 2022 at KALIBO, Aklan

Doc. No. 273
Page No. 20
Book No. II
Series of 2022

CLEMENT M. DEL ROSARIO
NOTARY PUBLIC
Until December 2023
2/F Casa Martelo Bldg
G. Ramos St., Kalibo, Aklan
Notarial Commission No. 2 (2022-2023)
PTR No. 7781444-101-803-21 (Kalibo, Aklan)
ID No. 101-101-101-101-21
Rtd No. 101-101-101-101-21
MCLE Compliance No. NM-0009897

Ben R. Au Yong

Remelyn R. Recoter
REMELYN R. RECOTER, MNSA, CESO III
REGIONAL EXECUTIVE DIRECTOR